

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: NPCR, INC. d/b/a NEXTEL PARTNERS	DOCKET NO. 199 IAC 39.2(4)
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ORDER DESIGNATING ELIGIBLE CARRIER

(Issued May 15, 2003)

On December 30, 2002, NPCR, Inc. d/b/a Nextel Partners (Nextel) filed with the Utilities Board (Board) an application for universal service eligible carrier status in Iowa. The application was supplemented on February 7, March 19, and April 8, 2003. Nextel asks that the Board designate Nextel as an eligible telecommunications carrier (ETC) pursuant to 199 IAC 39.2(4). No objections have been filed regarding this application.

Rule 39.2 provides a means by which the Board can designate Iowa telecommunications companies to be eligible to receive funding from the universal service fund, as defined by the Telecommunications Act of 1996, 47 U.S.C. § 254. Under the Act (and Federal Communications Commission (FCC) regulations implementing the Act), the Board must determine that a carrier meets the following service requirements before it may be designated an eligible carrier as set forth in subrule 39.2(4):

- 1) Offer the services supported by the federal universal service fund;
- 2) Offer the service using its own facilities or a combination of its own facilities and resale (47 C.F.R. § 54.201(c) provides that "own facilities" includes purchased unbundled network elements);
- 3) Advertise the availability of the supported services; and,
- 4) Offer the services throughout the designated service area.

An ETC must also offer a minimum amount of local exchange service, defined in usage minutes, provided with no additional charge to customers. See FCC 98-272, October 26, 1998. See also 199 IAC 39.2(1)"b." The FCC has not yet quantified a minimum amount of local usage required to be included in a universal service offering, but has initiated a rule making proceeding to address this issue. Id. Any minimum local usage requirements established by the FCC as a result of that rule making would be applicable to all designated ETCs. The Board understands that Nextel will comply with any and all minimum local usage requirements adopted by the FCC. The Board also understands that until the FCC establishes a minimum requirement, Nextel will offer at least one universal service offering with unlimited local calling.

In its request for designation, Nextel states that it satisfies each of these named requirements. Based upon those unopposed representations and the company's commitment to follow the minimum local usage requirements when

adopted by the FCC, the Board finds that Nextel offers the services supported by the federal universal service fund, using its own facilities or a combination of its own facilities and resale of the facilities of another carrier. The Board finds that Nextel advertises and offers the services throughout its service area as described in Attachment "A," which will be its designated service area for purposes of the universal service fund. Nextel has also stated that it will provide to the Board for informational purposes, a description of the service and rate plan(s) when it commences provision of universal service fund offerings to Iowa customers. The Board finds these commitments by Nextel adequate to assure that public interest concerns will be satisfied.

The Board also notes that pursuant to a recent federal mandate, Nextel is required to file a certification with the Board regarding its use of universal service funds. This filing will be made pursuant to the Board's subrule 199 IAC 22.2(7), as described in Docket No. RMU-01-14, Certification of Rural and Non-Rural Telecommunications Carriers.

IT IS THEREFORE ORDERED:

1. Eligible telecommunications carrier status is granted to NPCR, Inc., d/b/a Nextel Partners, as requested in its application filed December 30, 2002, and supplemented on February 7, March 19, and April 8, 2003, subject to the voluntary commitments described in the body of this order. The designated service area for NPCR, Inc. d/b/a Nextel Partners shall be the service territories documented in

Attachment "A" of the application attached to and incorporated by reference in this order.

2. NPCR, Inc. d/b/a Nextel Partners shall file with the Board a description of its service and rate plan offerings when it begins providing universal service fund offerings to Iowa customers.

3. The Executive Secretary of the Utilities Board shall mail copies of this order to NPCR, Inc. d/b/a Nextel Partners, the Universal Service Administration Company, the Federal Communications Commission Universal Service Branch, and the Federal Communications Commission Office of the Secretary.

UTILITIES BOARD

/s/ Diane Munns

/s/ Mark O. Lambert

ATTEST:

/s/ Judi K. Cooper
Executive Secretary

/s/ Elliott Smith

Dated at Des Moines, Iowa, this 15th day of May, 2003.

Exhibit A**List of Study Areas that Nextel Partners Serves in their Entirety**

SAC	Study Area Name
351096	HEARTLAND COMMUNICATIONS OF IA DB
351097	ANDREW TEL CO INC.
351101	ATKINS TEL CO, INC.
351107	BALDWIN-NASHVILLE TEL CO
351108	BARNES CITY COOP TEL
351110	BERNARD TEL CO INC.
351112	BREDA TEL COOP
351113	BROOKLYN MUTUAL TEL
351115	BUTLER-BREMER MUTUAL
351118	CASCADE TEL CO
351119	CASEY MUTUAL TEL CO
351121	CENTER JUNCTION TEL
351125	CENTRAL SCOTT TEL CO
351126	CENTURYTEL OF CHESTER, INC.
351130	CLARENCE TEL CO
351132	CLEAR LAKE INDEPEND
351134	COLO TEL CO
351136	COON CREEK TEL CO
351137	COON VALLEY COOP TEL
351139	COOPERATIVE TEL CO
351146	CUMBERLAND TEL CO
351147	DANVILLE MUTUAL TEL
351149	DEFIANCE TEL CO
351150	DIXON TEL CO
351152	DUMONT TEL CO
351153	DUNKERTON TEL COOP
351156	EAST BUCHANAN COOP
351157	ELLSWORTH COOP ASSN.
351158	MINBURN TELECOM INC. FRONTIER-SCH
351160	FARMERS & BUSINESSMEN TEL CO
351166	FARMERS & MERCHANTS MUTUAL TEL
351168	FARMERS MUTUAL COOP - HARLAN
351169	FARMERS MUTUAL COOP - MOULTON
351170	IOWA TELECOMM SVCS DBA IOWA TELECOM
351171	FARMERS MUTUAL JESUP
351173	FARMERS MUTUAL COOP - SHELLSBURG
351174	FARMERS MUTUAL TEL - STANTON
351175	FARMERS TEL CO - BATAVIA
351177	FARMERS TEL CO -RICEVILLE
351187	MID-IOWA TEL CO
351188	GOLDFIELD TEL CO
351189	RIVER VALLEY COOP
351191	GRAND MOUND COOP TEL

351195	GRISWOLD CO-OP TEL
351199	HAWKEYE TEL CO
351202	HOSPERS TEL EXCH INC.
351203	HUBBARD COOP ASSN.
351205	HUXLEY COOP TEL CO
351206	IAMO TEL CO - IA
351209	INTERSTATE 35 TEL CO
351212	JEFFERSON TEL CO -IA
351213	JORDAN SOLDIER VALLEY COOP
351214	KALONA COOP TEL CO
351217	KEYSTONE FRMS COOP
351220	LA PORTE CITY TEL CO
351222	LA MOTTE TEL CO
351223	LAUREL TEL CO, INC.
351225	LEHIGH VALLEY COOP
351229	LOST NATION-ELWOOD
351232	LYNNVILLE TELEPHONE COMPANY
351235	MANILLA TEL CO
351237	MARNE & ELK HORN TEL
351238	MARTELLE COOP ASSN.
351239	MASSENA TEL CO
351241	MECHANICSVILLE TEL
351242	MILES COOP TEL ASSN.
351243	MILLER TEL CO - IA
351245	MINBURN TEL CO
351246	MINERVA VALLEY TEL
351247	MODERN COOP TEL CO
351248	MONTEZUMA MUTUAL TEL
351250	MUTUAL TEL CO OF MORNING SUN
351251	MEDIAPOLIS TEL CO
351252	MUTUAL TEL CO
351257	NORTH ENGLISH COOP
351259	NORTHERN IOWA TEL CO
351260	NORTHWEST IOWA TEL
351261	NORTHWEST TEL COOP ASSOC.
351262	COMMUNICATIONS 1 NETWORK, INC.
351263	OGDEN TEL CO - IA
351264	OLIN TEL CO, INC.
351265	ONSLow COOP TEL ASSN.
351266	ORAN MUTUAL TEL CO
351269	PALO COOP TEL ASSN.
351270	PALMER MUTUAL TEL CO
351271	PANORA COOP TEL ASSN.
351275	PRAIRIEBURG TEL CO
351276	PRESTON TEL CO
351277	RADCLIFFE TEL CO
351278	READLYN TEL CO
351282	ROCKWELL COOP ASSN.
351292	SEARSBORO TEL CO
351293	SHARON TEL CO

351294 SCRANTON TEL CO
351295 SHELL ROCK TEL CO
351297 HEART OF IOWA COOP
351298 SOUTH SLOPE COOP TEL
351301 SOUTHWEST TEL EXCH
351302 SPRINGVILLE COOP TEL
351303 COOPERATIVE TEL EXCHANGE
351304 SWISHER TEL CO
351305 STRATFORD MUTUAL TEL
351306 SULLY TEL ASSOC
351308 TEMPLETON TEL CO
351310 TITONKA TEL CO
351320 VAN HORNE COOP TEL
351322 VENTURA TEL CO, INC.
351326 WALNUT TEL CO, INC.
351328 WEBSTER-CALHOUN COOP
351329 WELLMAN COOP TEL
351331 WEST IOWA TEL CO
351332 WEST LIBERTY TEL CO
351334 WESTERN IOWA ASSN.
351336 WILTON TEL CO
351337 WINNEBAGO COOP ASSN. - IA
351342 WOOLSTOCK MUTUAL
351343 WYOMING MUTUAL TEL
351344 PRAIRIE TEL CO
351405 HILLS TEL CO, INC.-IA
351888 GRAND RIVER MUT-IA
355141 QWEST CORP-IA